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DEC 13 2010

OFFICE OF PETITIONS

In re Patent No. 7,416,267	:
Anish N. Puri	:
Issue Date: August 26, 2008	: DECISION ON REQUEST FOR
Application No. 10/806,627	: RECONSIDERATION OF
Filed: March 23, 2004	: PATENT TERM ADJUSTMENT
Attorney:Docket No. 069532-0284	: AND NOTICE OF INTENT
Title: 069532-0284	: TO ISSUE CERTIFICATE OF
	: CORRECTION
	:

This is a decision on the petition filed on October 24, 2008, which is being treated as a petition under 37 CFR 1.705(d) requesting that the patent term adjustment indicated on the above-identified patent be corrected to indicate that the term of the above-identified patent is extended or adjusted by five hundred fifty-four (554) days.

The petition to correct the patent term adjustment indicated on the above-identified patent is **GRANTED TO THE EXTENT INDICATED HEREIN.**

The period of adjustment to which the patent is entitled under 37 CFR 1.702(a) is 276 days.

The period of adjustment to which the patent is entitled under 37 CFR 1.702(b) is 522 days.

The time taken up by the notice of appeal is excluded from the period of B-delay pursuant to 37 CFR 1.703(b)(4) in connection with the Notice of Appeal filed April 7, 2008. The reduction of 29 days commenced April 7, 2008; the date that the Notice of Appeal was filed, and ended May 5, 2008, the day the Notice of Allowance was mailed. See, 37 CFR 1.703(b)(4).

Patentee's delay totals 244 days.

In view thereof, the patent is entitled to an overall adjustment of 525 days.

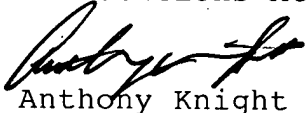
The application is being forwarded to the Certificate of Corrections Branch for issuance of a certificate of correction. The Office will issue a certificate of correction indicating that the term of the above-identified patent is extended or adjusted by five hundred twenty-five (525) days.

The Office will *sua sponte* issue a certificate of correction. Pursuant to 37 CFR 1.322, the Office will not issue a certificate of correction without first providing assignee or patentee an opportunity to be heard. Accordingly, patentees are given **one (1) month or thirty (30) days**, whichever is longer, from the mail date of this decision to respond. No extensions of time will be granted under § 1.136.

Nothing in this decision shall be construed as a waiver of the requirement of 35 U.S.C. 154(b)(4) that any civil action by an applicant dissatisfied with a determination made by the Director under 35 U.S.C. 154(b)(3) be filed in the United States District Court for the District of Columbia within 180 days after the grant of the patent.

The Office acknowledges submission of the \$200.00 fee set forth in 37 CFR 1.18(e). No additional fees are required.

Telephone inquiries specific to this matter should be directed to Petitions Attorney, Charlema Grant at (571) 272-3215.



Anthony Knight
Director
Office of Petitions

Enclosure: Copy of DRAFT Certificate of Correction

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT : 7416267 B2

DATED : August 26, 2008

DRAFT

INVENTOR(S) : Puri

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

On the cover page,

[*] Notice: Subject to any disclaimer, the term of this patent is extended or adjusted under 35 USC 154(b) by 278 days

Delete the phrase "by 278 days" and insert -- by 525 days--